## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

C.J. SCHNEIDER ENGINEERING CO., P.C., a Nebraska Professional Corporation, Plaintiff, 8:07CV229 V. ABENGOA BIOENERGY OF NEBRASKA,) ORDER LLC, f/k/a NORDIC BIOFUELS OF ) RAVENNA, LLC, a Nebraska Limited Liability Company, NORDIC BIOFUELS OF NEBRASKA, LLC, a Nebraska Limited Liability Company, NORDIC BIOFUELS, LLC, a Washington Limited Liability Company, JOHN A. BAARDSON, an individual, BAARD RENEWABLES, ) LLC, a Delaware Limited Liability Company, and FRU-CON CONSTRUCTION CORPORATION, a Missouri corporation, Defendants.

This matter is before the Court on the joint stipulation of dismissal with prejudice (Filing No.  $\underline{58}$ ). The Court finds the stipulation should be approved and adopted. Accordingly,

IT IS ORDERED that the stipulation is approved and adopted; this action is dismissed with prejudice, each party to bear their own costs and attorney fees.

DATED this 24th day of March, 2009.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court